



U.S. Department of Justice

United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

January 7, 2021

BY CM/ECF

The Honorable P. Kevin Castel
United States District Judge
Southern District of New York
Daniel P. Moynihan United States Courthouse
500 Pearl Street
New York, New York 10007

Re: *United States v. Nicholas Joseph*, S1 20 Cr. 603 (PKC)

Dear Judge Castel:

Earlier today, a grand jury returned a S1 20 Cr. 603 (PKC) superseding indictment (the "S1 Superseding Indictment"), which includes a second count of being a felon in possession of a firearm and ammunition, in violation of Title 18, United States Code, Section 922(g) (Count Five). The Government respectfully requests that the Court conduct an arraignment of the defendant on the S1 Superseding Indictment at the next conference on March 3, 2021. The Government also respectfully requests that the Court exclude time from today through and including March 3, 2021 under the Speedy Trial Act. [The exclusion of time will allow for the defendant to continue to receive and review discovery materials in this case and for the parties to discuss a potential pretrial resolution. Defense counsel previously voiced no objection to the exclusion of time until March 3, 2021.]

Respectfully submitted,

AUDREY STRAUSS
Acting United States Attorney

By: /s/ Andrew K. Chan
Andrew K. Chan / Justin V. Rodriguez
Assistant United States Attorneys
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cc: Counsel of record (by CM/ECF)

Application granted. The Court will conduct an arraignment on the S1 Indictment on March 3, 2021 at 11:00 a.m. Time is excluded under the speedy trial act until 3/3/21 for the reasons set forth in the Government's letter dated January 7, 2021.

SO ORDERED.

Dated: 1/8/2021